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PTO/SB/21 (6-98)
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	2002 JAN	Application Number	09/989,960
		Filing Date	November 21, 2001
		First Named Inventor	Rickie C. Lake
		Group Art Unit	1733
		Examiner Name	J. Haran
Total Number of Pages in This Submission	6	Attorney Docket Number	MI40-338

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input checked="" type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): Return Receipt Postcard, Copy of November 2001 Deposit Account, Copy of Fee Transmittal and check filed November 21, 2001.
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Bernard Berman, Reg. No. 37,279; Wells, St. John et al.
Signature	
Date	Dec 24, 2001

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 12/24/2001			
Typed or printed name	Dawn Pecoraro		
Signature		Date	12.24.01

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Practitioner's Docket No. MI40-338

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

#7/Reg for
Refund
02-21-02

In re application of: Rickie C. Lake

Application No.: 09/989,960

Group No.: 1733

Filed: November 21, 2001

Examiner: J. Haran

ATTENTION: Refund Section, Accounting Division, Office of Finance
Commissioner for Patents and Trademarks
Washington, D.C. 20231

REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

I. REFUND REQUEST

This is a request for a refund, with respect to the charge to Deposit Account 23-0925, shown on the statement dated November, 2001, for the above-identified application.

A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

AMOUNT OF REFUND
REQUESTED

Excess claims

\$456.00

TOTAL REFUND REQUESTED

\$456.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

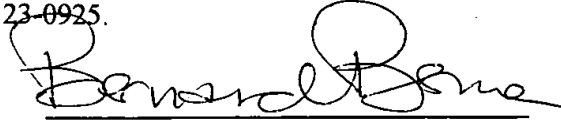
Fees were paid for this application on November 21, 2001, in the amount of \$ 884.00. This fee represented the filing fee of \$740.00 and eight dependent claims in excess twenty in the amount of \$144.00. Total claims pending pursuant to the Preliminary Amendment, filed November 21, 2001, is 28 total claims with 3 independent claims.

IV. MANNER OF REFUND

Please make refund by crediting Account No. 23-0925.

Date:

Dec 24, 2001



Bernard Berman
Registration No. 37,279
Wells, St. John et al.
601 W 1st Avenue, Suite 1300
Spokane, WA 99201
509-624-4276
Customer No. 021567



UNITED STATES
PATENT AND
TRADEMARK OFFICE



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Deposit Account Statement

Requested Statement Month: November 2001
 Deposit Account Number: 230925
 Name: WELLS ST JOHN & ROBERTS GREGORY & MATKIN PS
 Attention: ATTN BARBARA SCHURRA
 Address: 601 WEST FIRST AVENUE SUITE 1300
 City: SPOKANE
 State: WA
 Zip: 99201-3817

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/01	2	09783272	M130-057	122	\$130.00	\$6,065.39
11/07	3	09837645	MI22-1685	102	\$84.00	\$5,981.39
11/08	2	09378433	MI22-640	561	\$9.00	\$5,972.39
11/15	19	09395713		704	-\$65.00	\$6,037.39
11/16	44	09987540	AV1-036	103	\$18.00	\$6,019.39
11/20	9	09974001	MI22-1841	102	\$84.00	\$5,935.39
11/20	49	SUBSCRIPTION		561	\$3.00	\$5,932.39
11/21	9	5297667		184	\$975.00	\$4,957.39
11/21	15	09988485		704	-\$2.00	\$4,959.39
11/26	3	09488972	MI40-272	102	\$168.00	\$4,791.39
11/26	4	09488972	MI40-272	103	\$18.00	\$4,773.39
11/26	47	09989960	MI40-338	102	\$24.00	\$4,749.39
11/26	49	09989960	MI40-338	103	\$432.00	\$4,317.39
11/29	1	09495811		203	\$45.00	\$4,272.39
11/29	2	09495811		202	\$126.00	\$4,146.39
11/29	3	09823133	MI22-1638	148	\$110.00	\$4,036.39
11/30	17	09872343		103	\$18.00	\$4,018.39
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$6,195.39	\$2,244.00	\$67.00	\$4,018.39	

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FEE TRANSMITTAL for FY 2000 <small>Patent fees are subject to annual revision. Small Entity payments <u>must</u> be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.</small>		Complete if Known		
		Application Number	09/480,076	
		Filing Date	January 20, 2000	
		First Named Inventor	Rickie C. Lake	
		Examiner Name	J. Haran	
		Group / Art Unit	1733	
TOTAL AMOUNT OF PAYMENT (\$)		884.00	Attorney Docket No.	MI40-338

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																										
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account Number: 23-0925 Deposit Account Name: Wells, St. John et al. <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		3. ADDITIONAL FEES																																																																																																																										
2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		<table border="1"><thead><tr><th>Large Entity Fee Code (\$)</th><th>Small Entity Fee Code (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>105 130</td><td>205 65</td><td>Surcharge - late filing fee or oath</td><td>0.00</td></tr><tr><td>127 50</td><td>227 25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td>0.00</td></tr><tr><td>139 130</td><td>139 130</td><td>Non-English specification</td><td>0.00</td></tr><tr><td>147 2,520</td><td>147 2,520</td><td>For filing a request for reexamination</td><td>0.00</td></tr><tr><td>112 920*</td><td>112 920*</td><td>Requesting publication of SIR prior to Examiner action</td><td>0.00</td></tr><tr><td>113 1,840*</td><td>113 1,840*</td><td>Requesting publication of SIR after Examiner action</td><td>0.00</td></tr><tr><td>115 110</td><td>215 55</td><td>Extension for reply within first month</td><td>0.00</td></tr><tr><td>116 380</td><td>216 190</td><td>Extension for reply within second month</td><td>0.00</td></tr><tr><td>117 870</td><td>217 435</td><td>Extension for reply within third month</td><td>0.00</td></tr><tr><td>118 1,360</td><td>218 680</td><td>Extension for reply within fourth month</td><td>0.00</td></tr><tr><td>128 1,850</td><td>228 925</td><td>Extension for reply within fifth month</td><td>0.00</td></tr><tr><td>119 300</td><td>219 150</td><td>Notice of Appeal</td><td>0.00</td></tr><tr><td>120 300</td><td>220 150</td><td>Filing a brief in support of an appeal</td><td>0.00</td></tr><tr><td>121 260</td><td>221 130</td><td>Request for oral hearing</td><td>0.00</td></tr><tr><td>138 1,510</td><td>138 1,510</td><td>Petition to institute a public use proceeding</td><td>0.00</td></tr><tr><td>140 110</td><td>240 55</td><td>Petition to revive - unavoidable</td><td>0.00</td></tr><tr><td>141 1,210</td><td>241 605</td><td>Petition to revive - unintentional</td><td>0.00</td></tr><tr><td>142 1,210</td><td>242 605</td><td>Utility issue fee (or reissue)</td><td>0.00</td></tr><tr><td>143 430</td><td>243 215</td><td>Design issue fee</td><td>0.00</td></tr><tr><td>144 580</td><td>244 290</td><td>Plant issue fee</td><td>0.00</td></tr><tr><td>122 130</td><td>122 130</td><td>Petitions to the Commissioner</td><td>0.00</td></tr><tr><td>123 50</td><td>123 50</td><td>Petitions related to provisional applications</td><td>0.00</td></tr><tr><td>126 240</td><td>126 240</td><td>Submission of Information Disclosure Stmt</td><td>0.00</td></tr><tr><td>581 40</td><td>581 40</td><td>Recording each patent assignment per property (times number of properties)</td><td>0.00</td></tr><tr><td>146 690</td><td>246 345</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td>0.00</td></tr><tr><td>149 690</td><td>249 345</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td>0.00</td></tr><tr><td colspan="2">Other fee (specify) _____</td><td></td><td>0.00</td></tr><tr><td colspan="2">Other fee (specify) _____</td><td></td><td>0.00</td></tr><tr><td colspan="2">* Reduced by Basic Filing Fee Paid</td><td colspan="2">SUBTOTAL (3) (\$)</td><td>0.00</td></tr></tbody></table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	105 130	205 65	Surcharge - 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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Bernard Berman	Registration No. (Attorney/Agent)	37,279
Signature	<i>Bernard Berman</i>	Telephone	509-624-4276
		Date	Nov 21, 2001

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133154

CHECK

DATE	DESCRIPTION	INVOICE #	AMOUNT	DEDUCTION	NET AMOUNT
11/21/01	1001 Commissioner of Patents & Trademarks MI40-338 - Filing Fee w/Excess Claims (BB)		884.00		884.00



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11/21/01	133154		884.00	0.00	884.00

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Wells, St. John, Roberts, Gregory & Matkin, P.S.

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FAX (509) 838-3424 PHONE (509) 624-4276

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28-8/1251

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OF

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GENERAL ACCOUNT

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Vendor: 1001 Commissioner of Patents & Trademarks

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Date	Description	Invoice #	Amount	Disc	Net Amt
11/21/01	MI40-338 - Filing Fee w/Excess Claims (BB)		884.00		884.00

Check Date	Check #	Gross Amt	Disc Amt	Net Amt
11/21/01	133154	884.00	0.00	884.00